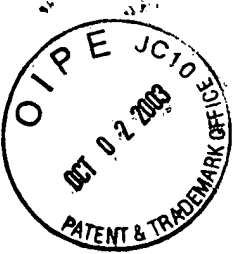


#7  
J. Douglas  
1/7/84.



PATENT APPLICATION  
Docket No: 15436.253.24.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Frank H. Levinson et al

RECEIVED

Serial No.:

09/735,710

OCT 06 2003

) Art Unit  
) 2186

Filing Date:

December 12, 2000

Technology Center 2100

Confirmation No.:

5579

For:

SYSTEM AND METHOD FOR TRANSMITTING )  
DATA ON RETURN PATH OF A CABLE )  
TELEVISION SYSTEM )

INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. § 1.97

Commissioner for Patents  
PO Box 1450  
Arlington, Virginia 22313-1450

Sir:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed listed references are disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of each of the listed references or relevant portion thereof is also enclosed.

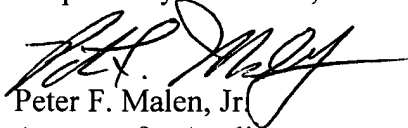
September 24, 2003

Page 2

---

Dated this 30<sup>TH</sup> day of September 2003.

Respectfully submitted,



Peter F. Malen, Jr.

Attorney for Applicant

Registration No. 45,576

WORKMAN NYDEGGER

1000 Eagle Gate Tower

60 East South Temple

Salt Lake City, Utah 84111

Telephone: (801) 533-9800

PFM/jw

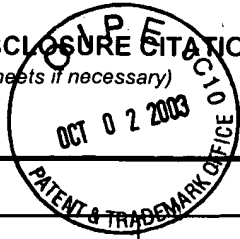
W:\15436\253.24.1\VLW0000000647\001.DOC

**022913**

PATENT TRADEMARK OFFICE  
CUSTOMER NO.

# INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)



ATTY DOCKET NO.

15436.253.24.1

SERIAL NO.

09/735,710

Levinson et al

FILING

December 12, 2000

GROUP

2186

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	1.	5,155,590	10/13/92	Beyers, II et al	358	86	
	2.	5,225,902	07/06/93	McMullan, Jr.	358	86	
	3.	5,247,364	09/21/93	Banker, et al	358	191.1	
	4.	5,301,028	04/05/94	Banker, et al	348	570	
	5.	5,317,391	05/31/94	Banker, et al	348	6	
	6.	5,357,276	10/18/94	Banker, et al	348	7	
	7.	5,430,568	07/04/95	Little, et al	359	124	
	8.	5,442,472	08/15/95	Skrobko	359	110	
	9.	5,497,187	03/05/96	Banker et al	348	6	
	10.	5,499,241	03/12/96	Thompson, et al	370	73	
	11.	5,539,822	07/23/96	Lett	380	20	

RECEIVED

OCT 06 2003

Technology Center 2100

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

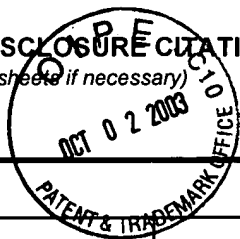
## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

# INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)



ATTY DOCKET NO.  
15436.253.24.1

SERIAL NO.  
09/735,710

Levinson et al

FILING  
December 12, 2000

GROUP  
2186

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	12.	5,581,555	12/03/96	Dubberly, et al	370	487	
	13.	5,594,726	01/14/97	Thompson, et al	370	485	
	14.	5,719,867	02/17/98	Borazjani	370	436	
	15.	5,719,872	02/17/98	Dubberly, et al	370	487	
	16.	5,826,167	10/20/98	Jelinek, et al	455	5.1	
	17.	5,854,703	12/29/98	West, Jr.	359	167	
	18.	5,930,231	07/27/99	Miller, et al	370	210	
	19.	5,963,352	10/05/99	Atlas, et al	359	161	
	20.	6,161,011	12/12/00	Loveless	455	426	
	21.	6,272,150 B1	08/07/01	Hrastar, et al	370	486	
	22.	6,356,369 B1	03/12/02	Farhan	359	125	

RECEIVED

OCT 06 2003

Technology Center 2100

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

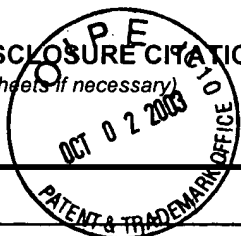

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

# INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)



ATTY DOCKET NO.  
15436.253.24.1

SERIAL NO.  
09/735,710

Levinson et al

FILING  
December 12, 2000

GROUP  
2186

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	23.	6,356,374 B1	03/12/02	Farhan	359	180	
	24.	6,373,611 B1	04/16/02	Farhan, et al	359	180	RECEIVED
	25.	6,417,949 B1	07/09/02	Farhan, et al	359	173	OCT 06 2003
	26.	6,433,906 B1	08/13/02	Farhan	359	16	Technology Center 2100
	27.	6,437,895 B1	08/20/02	Farhan, et al	359	180	
	28.	6,449,071 B1	09/10/02	Farhan, et al	359	125	
	29.	6,457,178 B1	09/24/02	Slim	725	127	
	30.	6,462,851 B1	10/08/02	West, Jr.	359	173	
	31.	6,519,067 B2	02/11/03	Farhan, et al	359	180	
	32.	6,523,177 B1	02/18/03	Brown	725	121	

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

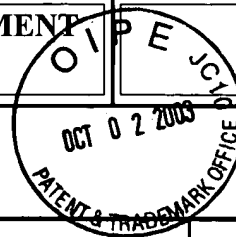
\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
15436.253.24.1

In Re Application: Levinson, et al



Serial No.  
09/735,710

Filing Date  
December 12, 2000

Examiner  
Not Yet Assigned

Group Art Unit  
2186

**SYSTEM AND METHOD FOR TRANSMITTING DATA ON RETURN  
PATH OF A CABLE TELEVISION SYSTEM**

**RECEIVED**

OCT 06 2003

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 23-3178 as described below.
- ☐ Charge the amount of \_\_\_\_\_
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

**Certificate of Transmission by Facsimile\***

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F:

\_\_\_\_\_  
(Date)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Typed or Printed Name of Person Signing Certificate

**Certificate of Mailing by First Class Mail**

I certify that this document and fee is being deposited on Sept. 30, 2003 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Peter F. Malen, Jr.

\_\_\_\_\_  
Typed or Printed Name of Person Mailing Certificate

\*This certificate may only be used if paying by deposit account.

Signature

Dated: September 30<sup>TH</sup>, 2003

Peter F. Malen, Jr.  
Attorney for Applicant  
Reg No.: 45,576

**022913**

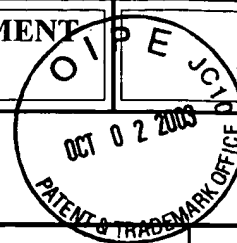
PATENT TRADEMARK OFFICE  
CUSTOMER NO.

CC:

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT****(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.

15436.253.24.1

In Re Application Of: **Levinson, et al**

Serial No.

09/735,710

Filing Date

December 12, 2000

Examiner

Not Yet Assigned

Group Art Unit

2186

Title: **SYSTEM AND METHOD FOR TRANSMITTING DATA ON RETURN****PATH OF A CABLE TELEVISION SYSTEM****RECEIVED**

OCT 06 2003

Address to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**Technology Center 2100****37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);**OR**☐ the fee set forth in 37 CFR 1.17(p).